

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

UNITED STATES OF AMERICA, *ex rel.* §
ALEX DOE, Relator, THE STATE OF §
TEXAS, *ex rel.* ALEX DOE, Relator, THE §
STATE OF LOUISIANA, *ex rel.* ALEX DOE, §
Relator,

No. 2:21-cv-022-Z

Plaintiffs,

Date: July 11, 2023

v.

PLANNED PARENTHOOD FEDERATION
OF AMERICA, INC., PLANNED
PARENTHOOD GULF COAST, INC.,
PLANNED PARENTHOOD OF GREATER
TEXAS, INC., PLANNED PARENTHOOD
SOUTH TEXAS, INC., PLANNED
PARENTHOOD CAMERON COUNTY,
INC., PLANNED PARENTHOOD SAN
ANTONIO, INC.,

Defendants.

EXHIBIT B

Charts of Documents Cited for the First Time in
Plaintiffs' Reply in Support of Plaintiffs' Motions for Summary Judgment (ECF Nos. 495, 441)

Chart Number	Description
1	PPFA Documents to be Unsealed in Full
2	Affiliate Documents to be Unsealed in Full
3	PPFA Documents to be Unsealed in Part
4	Affiliate Documents to be Unsealed in Part
5	PPFA Documents to Remain Under Seal
6	Affiliate Documents to Remain Under Seal
7	Documents in Plaintiffs' Appendix, Supplemental Appendix, or Second Supplemental Appendix that Plaintiffs Did Not Cite in Any of their Summary Judgment Briefing

CHART 1 – PPFA DOCUMENTS TO BE UNSEALED IN FULL¹

Appendix Pages	Appendix Document Title²
Appx.004860*	PPFA PPOL Revenue Distribution to PPST
Appx.005150*	Meeting Invite from Manno to Custer et al re: Transformation Principles & Range of Potential Future Options
Appx.005151*	Meeting invite from Manno to group re: Summary of Evaluated Opinions
Appx.005154*	Email from Custer to group re: Invitation: CEO bi-weekly COVID Call
Appx.005163-5185*	Understanding Health Center Performance (for Non-Operational Staff)
Appx.005208	PPGT SOP Adoption Agreement 2019
Appx.006441-6443*	Email re: Internal update on TX media strategy; dated October 25, 2012
Appx.006508-6511*	Memo re: Gap Funding Approach – Medicaid Funding “Limbo Period”; dated June 16, 2017
Appx.006512-6601*	Office of the Inspector General Work Plan 2015
Appx.006712-6713	Notes: Rulemaking and Comments Workgroup Call 7/26/16
Appx.006714-6759*	Memo re Office of the Inspector General (OIG) Guidance on Avoiding Medicare and Medicaid Fraud and Abuse
Appx.008084-8424	PPFA Consolidated Financial Statements and Supplementary Information with Independent Auditors’ Reports 2021-2011

¹ This list includes three documents produced by PPFA that were cited by Plaintiffs but not designated as either Confidential or AEO and nine documents that PPFA has agreed to downgrade (identified with an asterisk).

² To avoid confusion, PPFA has—where possible, given Plaintiffs’ condensing of multiple documents from the Appendix and Supplemental Appendix into a single entry in the Index—used the document titles as written in Plaintiffs’ Indices (ECF Nos. 478 and 482). However, PPFA’s use of these titles does not constitute any agreement or concession that Plaintiffs’ descriptions are accurate. Indeed, many of them are not.

CHART 2 – AFFILIATE DEFENDANT DOCUMENTS TO BE UNSEALED IN FULL³

Appendix Pages	Document Title
Plaintiffs' MSJ Appendix (ECF No. 390-1 to 390-13)	
APPX.000322- APPX.000330	PPST Medicaid Provider Agreement
APPX.002412- APPX.002438	Take Charge Plus (Family Planning Services) Provider Manual
APPX.002586- APPX.002593*	Email from Pire to Exnicious re PPGC Agreement and Credentialing Information
APPX.004113- APPX.004114	Email from Hawkins to Curtis re Completed: Medicaid Grant for PPGC Planned Parenthood - For your Signature
APPX.004125- APPX.004126	Email from Hawkins to Barraza re Completed: PPST Medicaid Grant Planned Parenthood - For your Signature
APPX.005017 - APPX.005024*	Email from McKinney to Mask fw Very interesting from PPFA
APPX.005438- APPX.005440	Email from Hons to Barraza; Mascorro fw No Surprises Act; Part II, Good Faith Estimate- Affiliate Guidance and Considerations
APPX.005582- APPX.005583	Email from McCallister to McKinney re Overpayment Rule Penalty Notification
APPX.005584- APPX.005585	Email from Williams to McKinney re Overpayment Rule Penalty Notice
APPX.005589	Email from Lambrecht to Wheat fw Medicaid Payment Update
APPX.005638- APPX.005639	Email from DeJong to Lambrecht fw OIG footnote
APPX.005640	Email from Lambrecht to DeJong; McKinney fw Important - Federal Audit Report of PPNT
APPX.005644- APPX.005651	Email from Harris re Health Care Reform Update Newsletter - June 2013 Issue
APPX.005652- APPX.005658*	Healthcare Reform Update
APPX.006122- APPX.006125*	Email from Lambrecht to McKinney et al re 5 th Circuit re Planned Parenthood in Medicaid
APPX.006132*	Email from DeJong to McKinney re Medicaid Termination
APPX.006139- APPX.006141	Email from Ray to Barraza; Sandman re Response to Letters of December 14, 2020
APPX.006146- APPX.006147	Letter from Judge Livingston (261 st District Court) re Relators application for Temporary Mandatory Injunction
APPX.006173- APPX.006178	Letter from Lambrecht; Hons; Linton to Commissioner Young re COVID-19
Plaintiffs' Supplemental Appendix (ECF No. 416-1 to 416-2)	
APPX.006313 – 6314	Email re Disclosing Medicare Self-Identified Overpayments; dated December 12, 2017
APPX.006315 – 6316	Email re How can you better protect your organization from FCA risks?; dated January 4, 2022

³ This list includes 42 documents produced by Affiliate Defendants that were cited by Plaintiffs but not designated as either Confidential or AEO and 12 documents that Affiliate Defendants have agreed to downgrade (identified with an asterisk).

Appendix Pages	Document Title
APPX.006317 – 6318	Email re Federal Court Finds that CMS Overpayment Rule Does Not Violate Medicare Requirements; dated August 26, 2021
APPX.006319 – 6321	Email re False Claims in Healthcare – Your Essential FCA Guidebook; dated August 31, 2021
APPX.006407 – 6408	Email re Medicare Self Disclosure Request; dated January 24, 2020
APPX.006409 – 6412	Email re Important DOJ and OCR Updates; dated February 7, 2019
APPX.006419 – 6425	Email re April 2017 Compliance Updates; dated April 3, 2017
APPX.006426 – 6428	Email re First 60-day repayment rule settlement announced; dated August 31, 2016
APPX.006429	Email re Important – Federal Audit Report of PPNT; dated March 7, 2016
APPX.006430	Email re Medicaid Payment Update; dated December 7, 2015
APPX.006439 - 6440	Email re OIG footnote; dated April 10, 2015
APPX.006503	Email re Medicaid Termination; dated December 2, 2015
APPX.006506 – 6507	Email re meeting in Dallas; dated March 22, 2016
APPX.006764 – 6765	Email re Thank you for joining “How Does This Get Paid: An Introduction to PPFA’s Medicaid Reimbursement Toolkit”; dated October 28, 2019
APPX.006766 – 6768	Email re Nah nah nah nah; dated December 12, 2020
APPX.006872 – 6873	Email re REMINDER: SAVE THE DATE: Medicaid Auditing and Compliance Webinar; dated June 16, 2011
APPX.006878 – 6881	Email re 5th Circuit Ruling re: Planned Parenthood in Medicaid; dated November 23, 2020
APPX.006974 – 6986	Email re President Biden Takes Action on Sexual and Reproductive Health; dated January 29, 2021
APPX.007025 – 7038	Email re Communicating About SBA Loans or Other Federal Resources; dated May 20, 2020
APPX.007156 - 7165	Email re Medicaid Case Dismissed TODAY; dated May 13, 2021
Plaintiffs' Second Supplemental Appendix (ECF No. 441)	
APPX.008425 – 8705*	PPGC Consolidated Financial Statements and Supplementary Information with Independent Auditors' Reports 2021-2014
APPX.008706 – 8989*	PPGT Consolidated Financial Statements and Supplementary Information with Independent Auditors' Reports 2020-2012
APPX.008990 – 9186*	PPST Consolidated Financial Statements and Supplementary Information with Independent Auditors' Reports 2020-2014

Appendix Pages	Document Title
APPX.009190	Email re Notice from OIG; dated November 23, 2015
APPX.009191 – 9209*	Email re SBA Loans; dated May 20, 2020
APPX.009210	Louisiana Department of Health (LDH) Webpage re Contact LDH Directly Regarding Provider Relations
APPX.009211	Email re Texas Medicaid & Healthcare Partnership (TMHP) Call; dated December 9, 2015
APPX.009212	Calendar Entry and Notes from Call with Texas Medicaid & Healthcare Partnership (TMHP); dated May 6, 2015
APPX.009213	Calendar Entry and Notes from Call with Texas Medicaid & Healthcare Partnership (TMHP); dated July 13, 2012
APPX.009214	Louisiana Department of Health (LDH) Webpage re Health Plans Provider Relations Contact Information
APPX.009215 – 9217	Texas Medicaid & Healthcare Partnership (TMHP) Webpage re Provider Relations, Provider Support Services, Contacting Your Representative, and Additional Resources
APPX.009218 – 9219	Texas Medicaid & Healthcare Partnership (TMHP) Webpage re Provider Relations Regional Support and Provider Relations Representative Contact Information
APPX.009220 – 9223*	Email re HHS Secretary Xavier Becerra Announces Actions to Protect Patients and Providers in Response to Texas' SB8; dated September 17, 2021
APPX.009224 – 9227*	Email re Biden officials rescind Trump's okay for Texas's \$100 billion-plus Medicaid plan; dated April 19, 2021
APPX.009240 – 9241*	Email re Response to Letters of December 14, 2020; dated January 4, 2021

CHART 3 – PPFA DOCUMENTS TO BE UNSEALED IN PART⁴

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
Appx.004058-4112***	PPFA 2016 Financial Grant Renewal Application	4078-4112	4058-4077	IRRELEVANT CONFIDENTIAL INFORMATION Especially sensitive financial information, including detailed irrelevant financial information and financial information about non-parties. Only pages Appx.004078-4112 are cited, and cited exclusively to support the proposition that: “PPFA’s assets and annual revenue have increased significantly since 2012.” ECF No. 495 at 50, n. 20.	Custer Decl. ¶ 6.c.
Appx.004388-4389	PPFA Email to PPFA Affiliates re Healthcare Operations Team Service	4388	4389	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone contact information.	Custer Decl. ¶ 7.

⁴ Plaintiffs included many of Defendants’ documents in their various appendices without legible Bates numbers or confidentiality markings. Each document with an obscured marking that was designated Confidential is marked with two asterisks (**), while each such document designated AEO is marked with three asterisks (***)�.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
Appx.004822-4859	PPFA 30b6 (Vickie Barrow-Klein) Ex. 15	4822-4837	4838-4859	IRRELEVANT CONFIDENTIAL INFORMATION Sensitive and highly confidential financial information. This document was produced as a native file and printed out at a deposition; the underlying data supports the October 6, 2022 report of Louis Dudney, which was designated as AEO.	Custer Decl. ¶ 5.c.
Appx.005056-5058	Email from Dranginis to Sousa re: West Texas (former Midland/Odessa Affiliate) gift to PPGT	N/A	5056-5058	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.005059-5065	Email from Barrow-Klein to Abalos re: West Texas (former Midland/Odessa Affiliate) gift to PPGT	5062	5059-5061, 5063-5065	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.005072-5075	Email from Trivisonno to Shaw; Coluccio; Lee re:	5072	5073-5075	IRRELEVANT PERSONAL INFORMATION	Custer Decl. ¶ 7.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
	Please review: SAP sustainability model			Contains personal cell phone contact information.	
Appx.005122-5126	Email from Coluccio to Williams re: PPSE and PPGC Updates	5122-5123	5124-5126	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone contact information.	Custer Decl. ¶ 7.
Appx.005152-5153	Email from Oswald to Natl All Staff re: Update from Foundational Group	N/A	5152-5153	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.005286-5288	Email from Stoesz to Cobrin; Hons re: urgent request	5286-5287	5288	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.005436-5437***	Email from Mitchell to group re REMINDER: Compliance Community Forum -- Tuesday Jan. 21	5436	5437	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
Appx.005590-5594	Email from Harrington to Wheat; Tafolla re: Audit Pitch Materials 0 Background, Difficult	5591-5594	5590	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.006444-6446	Email re HHS OIG Report on Texas Medicaid & PP North Texas; dated March 30, 2015	6444-6445	6446	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.006505	Email re Melanie; dated December 21, 2016	N/A	6505	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.006635-6636	Email re: HCIP Assistance; dated October 12, 2016	6635	6636	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone contact information	Custer Decl. ¶ 7.
Appx.006637	Email re How was the call with Jon and Melaney?; dated June 7, 2017	N/A	6637	IRRELEVANT PERSONAL INFORMATION	Custer Decl. ¶ 7.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
				Contains personal cell phone and e-mail contact information.	
Appx.006665-6671	Email re Medicaid/Medicare/CHIP payments for FY 2016 through 2018; dated April 9, 2020	6665-6666, 6668-6671	6667	IRRELEVANT PERSONAL INFORMATION Contains third party cell phone and e-mail contact information.	Custer Decl. ¶ 7.
Appx.007311-7314	Email re Support and continued access for your Texan Medicaid patients; dated January 25, 2021	7314	7311-7313	IRRELEVANT PERSONAL INFORMATION Contains third party e-mail contact information and personal cell phone contact information.	Custer Decl. ¶ 7.
Appx.007772-8083	PPFA Annual Affiliate Financial Reports for 2019, 2017, 2015	7782	7772-7781, 7783-8083	IRRELEVANT CONFIDENTIAL INFORMATION Especially sensitive financial information, including detailed irrelevant financial information and financial information about non-parties. Cited only for proposition that "PPFA and its	Custer Decl. ¶ 6.a.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
				affiliates receive nearly \$500 million in federal and state Medicaid funds each year.” ECF No. 495 at 34. The pages to be unsealed provide this information.	
Appx.009230-9232	Email re Question for EHR Guide Team; dated January 22, 2014	9230-9231	9232	IRRELEVANT PERSONAL INFORMATION Contains personal cell phone contact information.	Custer Decl. ¶ 7.
Appx.009233-9239	Memo from Kim Custer, PPFA Executive Vice President, Health Care, to Dr. Leana Wen, PPFA President, re HCD Bi-Weekly Briefing for Dr. Leana Wen and ELT; dated January 10, 2019	Portion of 9235 (“1/22/19: Medical Legal Advisory Panel (MLAP) meeting. MLAP, comprised of ARMS staff, Claims attorneys, and PPFA Medical Services team, meets regularly to review claims brought against PP	9233-9239	TRADE SECRET AND IRRELEVANT CONFIDENTIAL INFORMATION Especially sensitive trade secret and confidential commercial information. Cited exclusively for proposition that lawsuits “are analyzed and discussed with members of the [Medical Legal Advisory Panel] from clinical, legal and insurance perspectives to determine financial reserves and next steps to settle or defend a given	Custer Decl. ¶ 5.1.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
		affiliates. Cases are analyzed and discussed with members of the panel from clinical, legal and insurance perspectives to determine financial reserves and next steps to settle or defend a given claim or suit.”)		claim or suit.”” ECF No. 495 at 35.	
Appx.009242-9335	Email re Leadership Team Meeting 7/22 Background Materials; dated July 15, 2016	9248 9251	Redact 9245 Seal 9242-9247, 9249-9250, 9252-9335	TRADE SECRET AND IRRELEVANT CONFIDENTIAL INFORMATION; IRRELEVANT PERSONAL INFORMATION Especially sensitive trade secret information (Appx.009259-9335), confidential commercial information (Appx.009242-9258), and personal cell phone contact	Custer Decl. ¶ 5.m.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
				information (Appx.009245). One of several sources cited for the proposition that Lit & Law is not actually independent from PPFA. ECF No. 495 at 34.	

CHART 4 – AFFILIATE DEFENDANT DOCUMENTS TO BE UNSEALED IN PART

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
Plaintiffs' MSJ Appendix (ECF No. 390-1 to 390-13)					
APPX.001309-APPX.001377	Polin Barraza Deposition Transcript (Day 1)	Transcript Pages: 45; 180; 184; 188; 222-224; 228; 253;	All other pages	The remaining pages were not cited in the brief. In addition, uncited pages include non-party names; trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	Barraza Decl.; Barraza Decl. ECF No. 488 at 39-32
APPX.001378-APPX.001429	Polin Barraza Deposition Transcript (Day 2)	Transcript Pages: 463	All other pages	The remaining pages were not cited in the brief. In addition, uncited pages include non-publicly identified employee names; trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	Barraza Decl. ; Barraza Decl., ECF No. 488 at 30-32
APPX.001572-APPX.001637	PPGC 30b6 Deposition Transcript (Curtis)	Transcript Pages: 194-195; 221-225	All other pages	The remaining pages were not cited in the brief. In addition, uncited pages include non-publicly identified employee names; trade secret and proprietary information, including	Linton Decl.; Linton Decl., ECF No. 460 at 33-35; Curtis Decl., ECF No. 488 at 36-42

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
				detailed accreditation information; and grant and financial information.	
APPX.001704-APPX.001741	Marianne DeJong Deposition Transcript	Transcript Pages: 34-37; 42-44; 47-52; 55; 90-97; 114-117	45-46; 53-54; 56-61; all other pages	Pages 45-46; 53-54; 56-63 are designated as Confidential AEO because they discuss grant and financial information. The remaining pages were not cited in the brief. In addition, uncited pages include trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	McKinney Decl.: McKinney Decl., ECF No. 488 at 33-35
APPX.001895-APPX.001950	Ken Lambrecht Deposition Transcript (December 6, 2022)	Transcript Pages: 101; 150-151	72-73; all other pages	Pages 72-73 are designated as Confidential because they discuss grant and financial information. The remaining pages were not cited in the brief. In addition, uncited pages include trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	McKinney Decl.: McKinney Decl., ECF No. 488 at 33-35

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
APPX.001951-APPX.002020	Ken Lambrecht Deposition Transcript (November 21, 2022)	Transcript Pages: 57; 135; 255-256	All other pages	The remaining pages were not cited in the brief. In addition, uncited pages include trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	McKinney Decl.: McKinney Decl., ECF No. 488 at 32-35
APPX.002021-APPX.002089	Melaney Linton Deposition Transcript	Transcript Pages: 129-130; 192, 194-195; 219-220	All other pages	The remaining pages were not cited in the brief. In addition, uncited pages include non-publicly identified employee names; trade secret and proprietary information, including detailed accreditation information; and grant and financial information.	Linton Decl.; Linton Decl., ECF No. 460 at 33-35; Curtis Decl., ECF No. 488 at 36-42
APPX.002709-APPX.002711	Email from Dixon to PPGC-PC-Patient Access Center fw Read me - Texas Medicaid Update	2709-11	All non-public PP employee names	Document contains non-public names and contact information.	Curtis Decl. ¶ 5, ECF No. 488 at 39-40
APPX.005577	Email from McKinney to Holder; Livingston; Quiroz fw NextGen BBP 5.9.2 - E-mailing: C:/BBPReports	5577	All non-public PP employee names	Document contains non-public names and contact information.	McKinney Decl. ¶ 5, ECF No. 488 at 34-35

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
APPX.005587 - APPX.005588	Email from Exnicious to McGrath re Denial Review	5587-88	All non-public PP employee names	Document contains non-public names and contact information.	Curtis Decl. ¶ 5, ECF No. 488 at 39-40
APPX.005641- APPX.005643	Email from McKinney to Wheat fw Talking Points for the Board	5641-43	Board member's personal email	Document contains non-public names and contact information.	McKinney Decl. ¶ 5, ECF No. 488 at 34-35

Plaintiffs' Supplemental Appendix (ECF No. 416-1 to 416-2)

APPX.006500 – 6502	Email re Talking Points for the Board; dated April 6, 2016	6500-02	Board member's personal email	Document contains non-public names and contact information.	McKinney Decl. ¶ 5, ECF No. 488 at 34-35
APPX.006506 – 6507	Email re meeting in Dallas; dated March 22, 2016	APPX.006506 - 6507	Redact in line with Exhibit C	Document contains unredacted attorney client privileged information that has since been clawed back. A properly redacted document has been attached as Exhibit C	As indicated in Defendants' Opposition to Motion to Unseal (ECF No. 460 at 1-2 n.4), an improperly redacted document was included in Plaintiffs' Appendix. A properly redacted document has been attached as Exhibit C.
APPX.006769 – 6777	Email re Ruth Green Award; dated February 14, 2017	6769-77	Redact Board Members contact	Document contains non-public names and contact information.	Linton Decl. ¶ 6; Curtis Decl. ¶ 5, ECF No. 488 at 39-40.

Appendix Pages	Appendix Document Title	Pages to Unseal	Seal / Redact	Reasons for Sealing	Supporting Declaration
			information and address		
Plaintiffs' Second Supplemental Appendix (ECF No. 441)					
APPX.009187 – 9189	Email re Conference Call re Potential Medicaid Loss Plan; dated November 7, 2019	9187-89	All non-public PP employee names	Document contains non-public names and contact information.	Linton Decl. ¶ 8; Curtis Decl. ¶ 5, ECF No. 488 at 39-40.
APPX.009228 – 9229	Email re the Wednesday Medicaid call; dated December 8, 2020	9229	Former employee cellphone on 9228	Document contains non-public names and contact information.	Barraza Decl. ¶ 6.

CHART 5 – PPFA DOCUMENTS THAT SHOULD REMAIN SEALED

Appendix Pages	Appendix Document Title	Reason for Sealing	Supporting Declaration
Appx.004143-4157***	PPFA Retirement Plan (Sponsored by PPGT) Financial Statements December 31, 2018 and 2017	<p style="text-align: center;">TRADE SECRET AND IRRELEVANT CONFIDENTIAL INFORMATION</p> <p>Sensitive trade secret information, and especially sensitive financial information, including detailed, highly confidential irrelevant financial information.</p> <p>Cited exclusively to support the proposition that: “PPFA exerts operational control over its affiliates at all levels: from accreditation, procedures offered at the facilities, insurance, retirement plans and using electronic records instead of hard-copy charts, to the whole-organization strategy to respond to the termination notices.” ECF No. 495 at 32.</p>	Custer Decl. ¶ 6.b.
Appx.004158-4166***	PPFA 2020 Draft Funding Agreement between PPFA and BetterHealth: A Planned Parenthood Partnership	<p style="text-align: center;">TRADE SECRET</p> <p>Sensitive trade secret information.</p> <p>Cited exclusively to support the proposition that: “PPFA-developed or affiliate-CEO controlled entities provides [sic] products and prescription drugs to the affiliates.” ECF No. 495 at 32.</p>	Custer Decl. ¶ 5.a.

Appendix Pages	Appendix Document Title	Reason for Sealing	Supporting Declaration
Appx.004167-4213***	PPFA 2016 OHS (Online Health Service) NewCo Business Plan	TRADE SECRET Sensitive trade secret information. Cited exclusively to support the proposition that: “PPFA-developed or affiliate-CEO controlled entities provides [<i>sic</i>] products and prescription drugs to the affiliates.” ECF No. 495 at 32.	Custer Decl. ¶ 5.b.
Appx.004888-4942	Medical Director Orientation Manual	TRADE SECRET Sensitive trade secret information. Cited exclusively to support the proposition that: “PPFA exerts operational control over its affiliates at all levels: from accreditation, procedures offered at the facilities, insurance, retirement plans and using electronic records instead of hard-copy charts, to the whole-organization strategy to respond to the termination notices.” ECF No. 495 at 32.	Custer Decl. ¶ 5.d.
Appx.005076-5082	Email from Wall to Trivisonno; Coluccio fw HCIP Weekly Update – 10.02.14	TRADE SECRET Sensitive trade secret information, including information about non-defendant affiliates. Cited exclusively to support the proposition that: “PPFA employs a large team of experts just to help	Custer Decl. ¶ 5.e.

Appendix Pages	Appendix Document Title	Reason for Sealing	Supporting Declaration
		Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	
Appx.005130-5135	PPGC Financial Operations	TRADE SECRET Sensitive trade secret and financial information. Cited exclusively to support the proposition that: “PPFA employs a large team of experts just to help Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	Custer Decl. ¶ 5.f.
Appx.005318-5435	Email from Trivisonno to Baxter attaching RCM playbook chapter; NCL playbook chapter	TRADE SECRET Sensitive trade secret information. Only a few pages (Appx.005320, 5357, 5360) cited exclusively to support the proposition that: “PPFA employs a large team of experts just to help Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	Custer Decl. ¶ 5.g.
Appx.005451-5519	Research & Analysis	TRADE SECRET Sensitive trade secret information. Cited exclusively to support the proposition that: “PPFA exerts operational control over its affiliates at all levels: from accreditation, procedures offered at the facilities, insurance, retirement plans and using electronic records instead of hard-copy charts, to the whole-	Custer Decl. ¶ 5.h.

Appendix Pages	Appendix Document Title	Reason for Sealing	Supporting Declaration
		organization strategy to respond to the termination notices.” ECF No. 495 at 32.	
Appx.006604-6634	PPFA Medicaid Reimbursement Toolkit	TRADE SECRET Sensitive trade secret information. Cited exclusively to support the proposition that: “PPFA employs a large team of experts just to help Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	Custer Decl. ¶ 5.i.
Appx.006653-6661	PPFA HCIP Year 4 Report: Core Competencies	TRADE SECRET Especially sensitive trade secret information; commercial information that is not publicly known. Cited exclusively to support the proposition that “PPFA employs a large team of experts just to help Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	Custer Decl. ¶ 5.j.
Appx.006672-6691	Email re agenda and background materials for 2/6 & 2/7 mtgs; dated February 4, 2013	TRADE SECRET Especially sensitive trade secret information; commercial information that is not publicly known, including information about non-defendant affiliates. Cited exclusively to support the proposition that “PPFA employs a large team of experts just to help	Custer Decl. ¶ 5.k.

Appendix Pages	Appendix Document Title	Reason for Sealing	Supporting Declaration
		Affiliates maximize their Medicaid revenue.” ECF No. 495 at 34.	

CHART 6 – AFFILIATE DEFENDANT DOCUMENTS THAT SHOULD REMAIN SEALED

Appendix Pages	Document Title	Reason for Sealing	Supporting Declaration
Plaintiffs' MSJ Appendix (ECF No. 390-1 to 390-13)			
APPX.002594-APPX.002619	PPGC Participating Provider Agreement	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial and financial information.	Curtis Decl. ¶ 8, ECF No. 488 at 40
APPX.002620-APPX.002670	PPGC Participating Provider Agreement	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial and financial information.	Curtis Decl. ¶ 8, ECF No. 488 at 40
APPX.004115-APPX.004117	Medicaid Grant for PPGC Planned Parenthood - For your Signature	SENSITIVE FINANCIAL INFORMATION Document contains financial and grant information.	Curtis Decl. ¶ 8, ECF No. 488 at 41
APPX.004118-APPX.004124	Email from Lambrecht to McKinney; Sannes fw Completed: Medicaid Grant Planned Parenthood - For your Signature	SENSITIVE FINANCIAL INFORMATION Document contains financial and grant information.	McKinney Decl. ¶ 8, ECF No. 488 at 36

Appendix Pages	Document Title	Reason for Sealing	Supporting Declaration
APPX.004127- APPX.004130	PPST Medicaid Grant Planned Parenthood	SENSITIVE FINANCIAL INFORMATION Document contains financial and grant information.	Barraza Decl. ¶ 8, ECF No. 426-1; 488 at 32
APPX.004131- APPX.004137	Email from Lambrecht to McKinney; Sannes fw Completed: Medicaid Grant Planned Parenthood - For your Signature	SENSITIVE FINANCIAL INFORMATION Document contains financial and grant information.	McKinney Decl. ¶ 8, ECF No. 488 at 36
APPX.004138- APPX.004140	Email from Lambrecht to McKinney et al fw Gap Funding & Additional Contingency Planning Details	SENSITIVE FINANCIAL INFORMATION Document contains financial and grant information.	McKinney Decl. ¶ 8, ECF No. 488 at 36
APPX.004216- APPX.004221	Email from Anderson to Lambrecht fw REMINDER: ACEC Call and Pre-Read - attaching Kaleido fundraising factsheet	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial and financial information.	McKinney Decl. ¶ 6, ECF No. 488 at 35
APPX.004222- APPX.004385	416 Holdings	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial and financial information.	Barraza Decl. ¶ 5, ECF No. 488 at 30-31

Appendix Pages	Document Title	Reason for Sealing	Supporting Declaration
APPX.005220-APPX.005285	CQIRM Committee Meeting - PPST	TRADE SECRET AND PROPRIETARY INFORMATION Document contains proprietary information and names of non-public employees.	Barraza Decl. ¶ 7, ECF No. 488 at 31-32
APPX.005289-APPX.005303	Email from Boyce to Stoesz re ADA white paper to Jeffrey	TRADE SECRET AND PROPRIETARY INFORMATION Document contains proprietary information.	Barraza Decl. ¶ 7, ECF No. 488 at 31-32
Plaintiffs' Supplemental Appendix (ECF No. 416-1 to 416-2)			
APPX.006849 – 6867	PPFA Revenue Cycle Toolkit	TRADE SECRET AND PROPRIETARY INFORMATION Document contains proprietary information.	McKinney Decl. ¶ 7
APPX.006965 – 6973	PPFA National Program Support	TRADE SECRET AND PROPRIETARY INFORMATION Document contains proprietary information.	McKinney Decl. ¶ 7
APPX.006987 – 6992	Email re Restricted PPOL email for Texas; dated September 11, 2021	SENSITIVE FINANCIAL INFORMATION AND SENSTIVE STRATEGIC	McKinney Decl. ¶ 6

Appendix Pages	Document Title	Reason for Sealing	Supporting Declaration
		PROGRAMMING INFORMATION Document contains strategic programming information and financial information.	
APPX.007042 – 7062	Email re GPO Agreement Renewal; dated December 17, 2013	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial information.	McKinney Decl. ¶ 8
APPX.007088 – 7140	ARMS Risk Management Forms	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial information.	McKinney Decl. ¶ 8
APPX.007141 – 7155	ARMS Risk Management Integrated Enterprise-Wide Risk Management Program	SENSITIVE NON-PARTY INFORMATION Document contains non-party commercial information.	McKinney Decl. ¶ 8
APPX.006813 – 6848	Taking C.A.R.E. of Business, Introduction of the PPFA Compliance Initiative	TRADE SECRET AND PROPRIETARY INFORMATION Document contains proprietary information.	Linton Decl. ¶ 7

Appendix Pages	Document Title	Reason for Sealing	Supporting Declaration
APPX.006431 – 6436	Email re PPGT Debt Repayment Plan; dated October 6, 2016	SENSITIVE FINANCIAL INFORMATION AND SENSITIVE STRATEGIC PROGRAMMING INFORMATION Document contains strategic programming and financial information.	McKinney Decl. ¶ 6
Plaintiffs' Second Supplemental Appendix (ECF No. 441)			
APPX.007772 - 8083	PPFA Annual Affiliate Financial Reports for 2019, 2017, 2015	SENSITIVE FINANCIAL INFORMATION This document contains extensive financial information for Affiliate Defendants and non-defendant PPFA affiliates across the entire US who are not involved in this litigation.	Linton Decl. ¶ 9

CHART 7—DOCUMENTS IN PLAINTIFF’S APPENDIX, SUPPLEMENTAL APPENDIX, OR SECOND SUPPLEMENTAL APPENDIX THAT PLAINTIFFS DID NOT CITE IN ANY OF THEIR SUMMARY JUDGMENT BRIEFING

Appendix Pages	Document Title
Plaintiffs’ MSJ Appendix (ECF No. 390-1 to 390-13)	
APPX.000816- APPX.000821	THHSC (Bowen) Letter to PPGC (Linton) re Notice of Termination
APPX.000822- APPX.000827	THHSC (Bowen) Letter to PPST (Hons) re Notice of Termination
APPX.000828- APPX.000834	THHSC (Bowen) Letter to PPGT (Lambrecht) re Notice of Termination
APPX.000835- APPX.000840	THHSC (Bowen) Letter to Planned Parenthood Association of Cameron and Willacy (Hons) re Notice of Termination
APPX.000873- APPX.000911	Application for Temporary Restraining Order (PPGT vs Charles Smith, 1:15-CV-01058 [Dk5 55-2])
APPX.000912- APPX.000914	Court Order (A-15-CA-1058-SS) [Dkt 84]
APPX.000915- APPX.000957	Court Order (A-15-CA-1058-SS) [Dkt 100]
APPX.000958- APPX.000960	Order of Judgment (A-15-CA-1058-SS_ [Dkt 101])
APPX.000961- APPX.001066	5th Circuit ruling
APPX.001067- APPX.001073	Order Granting Relators Application for Temporary Restraining Order and Setting Hearing on Temporary Mandatory Injunction (D-1-GN-21-000528)
APPX.001074- APPX.001081	Order Extending Relators Temporary Restraining Order and Setting Hearing for Temporary Mandatory Injunction (D-1-GN-21-000528)
APPX.001082- APPX.001089	Second Order Extending Relators Temporary Restraining Order (D-1-GN-21-000528)
APPX.001093- APPX.001096	Order Denying Original Petition for Writ of Mandamus and Application for Injunctive Relief (D-1-GN-21-000528)
APPX.001803- APPX.001839	Ronda Exnicious Deposition Transcript
APPX.002698- APPX.002703	Plaintiffs Unopposed Motion to Stay
APPX.002713- APPX.002716	Plaintiffs’ Memorandum of Law in Opposition to Defendant’s Motion to Vacate
APPX.002717- APPX.002719	Joint Status Update

Appendix Pages	Document Title
APPX.002720- APPX.002722	Joint Status Update
APPX.002723- APPX.002725	Notice of Voluntary Dismissal Without Prejudice
APPX.004214- APPX.004215	Webinar invite from Shohoudy (PPFA) to group
APPX.004386- APPX.004387	Email from Collins to group re PPDirect/Connect: September Metrics
APPX.004861- APPX.004862	PPFA Leadership Structure
APPX.005010- APPX.005011	Email from Singiser to Lambrecht re Title X and Medicaid Follow-Up Questions
APPX.005012- APPX.005013	Email from Turner to White re EOP ADM2
APPX.005014	Email from Singiser to Krasnoff; Stewart re Questions from Ken L
APPX.005127	Email from Trivisonno to Coluccio fw Melanie
APPX.005136- APPX.005140	Email from Wells to Ferrero re Wendy Davis National Media Tonight
APPX.005198- APPX.005207	Title X FOA Risk Assessment Initial Findings
APPX.005209- APPX.005211	Email from Spear to Nucatola; Jordan re Welcome to Planned Parenthood from PPFA Medical Services
APPX.005304- APPX.005317	Email from Sannes to Lambrecht re Directors and Officer's Pay
APPX.005441- APPX.005444	Email from Linton to PPGC-Affil-Senior Leadership fw National Conference Content Preview (CEOs)
APPX.005443- APPX.005444	National Conference Workshop List
APPX.005520- APPX.005576	Email from Boyce to group re ACEC Meeting Agenda and Materials
APPX.005586	Email from McKinney to DeJong re Medicaid Lawsuit info for Auditors
APPX.006129- APPX.006131	Email from Anderson to Lambrecht re Medicaid Issues in the Media
Plaintiffs' Supplemental Appendix (ECF No. 416-1 to 416-2)	
APPX.006602 – 6603	Email re Friday's SAP/PPGC Meeting; dated March 1, 2017
APPX.006638 – 6642	Email re Wendy Davis National Media Tonight; dated October 20, 2015
APPX.006643 – 6652	PPFA Ancillary Organization Self-Study Review

Appendix Pages	Document Title
APPX.006662 – 6664	Email re Minutes from August 2019 Fiduciary Committee Meeting; dated October 15, 2019
APPX.006692 – 6711	Email re DHHS OIG Release of New Guidance for Health Care Boards; dated April 21, 2015
APPX.006760 – 6763	Email re Update from Foundational Group; dated May 4, 2018
APPX.006778 – 6790	PPFA Deleguide, PPFA Annual Membership Meeting; dated April 27, 2018
APPX.006791 – 6812	Email re FAA Turnaround Plan; dated August 11, 2016
APPX.006868 – 6871	Email re Upcoming Webinar on New Managed Care Rule; dated May 25, 2016
APPX.006874 – 6877	Email re Upcoming Webinar on New Managed Care Rule; dated May 25, 2016
APPX.006882 – 6884	Email re Medicaid Issues in the Media; dated October 19, 2015
APPX.006885 – 6892	Email re Very interesting from PPFA; dated February 5, 2014
APPX.006893 – 6964	PPFA National Office Quarterly Update for ACEC
APPX.006993 – 7024	ARMS Insurance Agreement
APPX.007039 – 7041	Email re Gap Funding Approach & Additional Contingency Planning Details; dated June 29, 2017
APPX.007063 – 7087	Email re 2021 National Conference Program Book; dated April 12, 2021
APPX.007166 – 7167	Email re following up – contract scope, material from the archives re: Lozier report; dated January 27, 2017
APPX.007168 – 7310	Power & Purpose: 100+ Years Strong, P's In a Pod: Developing an Internal Culture that Supports Strategic Initiatives

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2023, a copy of the foregoing was served pursuant to the Court's ECF system.

/s/ Danny S. Ashby
Danny S. Ashby